

Remarks

Claims 1, and 3-12 are currently pending. Claims 13, and 16-21 are hereby canceled without prejudice or disclaimer. Claim 1 is independent and is hereby amended. This amendment has been made to facilitate prosecution. Applicants submit that this Amendment is supported by the Specification as originally filed, and does not introduce any new matter. Specifically, support for the Amendment is provided at least at page 13, lines 7-12 and page 14, lines 6-10 of the Specification, as originally filed.

In the Office Action, mailed June 3, 2003, Claims 1, 3-13 and 16-21 were rejected under 35 U.S.C. § 102(b) as allegedly anticipated by European Patent No. EP 0 787 334 (Kadaba). The cancellation of Claims 13 and 16-21 obviates the rejection of those claims.

An aspect of the present invention, set forth in independent Claim 1, is directed to, *inter alia*, a base station capable of communicating with the portable data terminal for uploading electronic files thereto in order to modify the data collection format; and wherein the system is configurable so as to allow a user to create one or more data collection formats at the base station, transmit the collection formats to the portable data terminal and collect data in one of the plurality of data collection formats at the portable data terminal.

As understood by applicants, Kadaba fails to teach or suggest each and every element disclosed in Applicants' Claim 1. Specifically, Applicants have found nothing in Kadaba that discloses or suggests a base station capable of communicating with the portable data terminal for uploading electronic files thereto in order to modify the data collection format; and wherein the system is

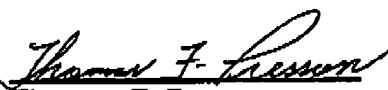
configurable so as to allow a user to create one or more data collection formats at the base station, transmit the collection formats to the portable data terminal and collect data in one of the plurality of data collection formats at the portable data terminal, as recited in Claim 1. Therefore, Applicants submit that Claim 1 is allowable.

The other claims in this application are each dependent from the independent claim discussed above and are therefore believed patentable for the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

In view of the foregoing amendments and remarks, Applicants respectfully submit that the application is in condition for allowance and request favorable reconsideration and early passage to issue of the present application.

Applicants' attorney may be reached at (203) 924-3845. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



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